

**THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY**

**W.P.No. 6420 OF 2004**

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**22<sup>nd</sup> December, 2005**

Between:

Sri Seetarama Swamy Temple,  
Aryavatam Village,Kajuluru Mandal  
E.G.District, rep. by Managing Trustee  
General Power of Attorney Holder. ...Petitioner

A N D

1 The Joint Collector, East Godavari  
District at Kakinada and Others ..Respondents

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**W.P.No. 6420 OF 2004**

**ORDER :**

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1. This writ petition has been filed by Sri Seetarama Swamy Temple, Aryavatam Village, Kajuluru Mandal, East Godavari District represented by its Managing Trustee D.P.S.R. Swamy with a prayer to issue a direction more particularly one in the nature of writ of mandamus declaring the action of the 2<sup>nd</sup> respondent in not

implementing the orders passed by the 1<sup>st</sup> respondent vide Ref.No. D9/4637/2001, dated 22-10-2001 as illegal and arbitrary.

2. The facts in nutshell are; a revision came to be filed before the Joint Collector, East Godavari under Section 9, Rule 23 of Andhra Pradesh Record of Rights in Land and Pattadar Pass Books Act, 1971 assailing the order passed by the Assistant Collector, East Godavari Kakinada. The revision came to be allowed and Revenue Divisional Officer, Kakinada has been directed to take necessary action to issue Pattadar Pass Books and Title Deeds in the name of Seetarama Swamy Temple and hand over the same to the concern authority of the temple. The writ petition has been filed seeking direction to the Revenue Divisional Officer to implement the order passed by the Joint Collector. Whereas 3<sup>rd</sup> respondent herein filed W.P.No. 25278 of 2001, assailing the order of the revisional authority i.e. Joint Collector. In the said writ petition No.25278 of 2001, 3<sup>rd</sup> respondent herein moved WPMP 31998 of 2001 seeking interim orders. This Court on 13-12-2001 passed the following interim order :

*“Patta granted to Sri Seetharama Swamyvari Temple, Aryavatam, Kajuluru Mandal, East Godvari District, pending disposal of the writ petition, will be subject to the result of the writ petition”.*

3 It is explicit from the above referred interim order that the issuance of pattadar pass book in favour of the Seetharama Swamyvari Temple is subject to the result in W.P.No. 25278 of 2001

4. Accordingly, this writ petition is disposed of directing the 2<sup>nd</sup> respondent to issue Pattadar Pass Books and Title Deeds in favour of the petitioner temple. It needs no clarification that the Pattadar Pass Books and Title Deeds issued in favour of the petitioner would be subject to the result of W.P.No.25278 of 2001. No order as to costs

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Justice B.Seshasayana Reddy

22<sup>nd</sup> December, 2005

C.C.in three days.

B/o

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**THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY**

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22<sup>nd</sup> December, 2005